No. 83

MICHIGAN SENATE

DAILY CALENDAR

TUESDAY, NOVEMBER 4, 1997 10:00 a.m.

MESSAGES FROM THE HOUSE

— 1 —

SB 178 Sen. DeGrow

Appropriations; school aid; department of education and school aid; provide for fiscal year 1997-1998.

Amends secs. 3, 6, 11, 13, 17b, 18, 20, 24, 26, 31a, 36, 39, 41, 51a, 52, 53a, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 99, 101, 104a, 107, 108, 111, 124, 147, 151, 163, 167 & 169a of 1979 PA 94 (MCL 388.1603 et seq.); adds secs. 17d, 20g, 20j, 26a, 61b, 61c & 61d & repeals 1974 PA 97 (MCL 388.1311 - 388.1319) & repeals secs. 11, 20, 99 & 108 of 1979 PA 94.

I.E. House, September 25, 1997.

Returned from House with substitute (H-1), Tuesday, September 30; laid over under the rules.

House substitute (H-1).

2

HB 4642 Rep. Profit

Sales tax; exemptions; fuel used in pipeline compressors; exempt.

Amends sec. 4a of 1933 PA 167 (MCL 205.54a).

I.E. House, June 5, 1997.

I.E. Senate, July 9, 1997.

Senate substitute (S-8).

Returned from House with substitute (H-1) to Senate substitute (S-8), Thursday, October 9; laid over under the rules.

House substitute (H-1).

3

HB 4643 Rep. Perricone

Use tax; exemptions; fuel used in pipeline compressors; exempt.

Amends sec. 4 of 1937 PA 94 (MCL 205.94).

I.E. House, October 8, 1997.

I.E. Senate, July 9, 1997.

Senate substitute (S-5).

Returned from House with substitute (H-1) to Senate substitute (S-5), Thursday, October 9; laid over under the rules.

House substitute (H-1).

THIRD READING OF BILLS

HB 4509 Rep. Dobb

Use tax; exemptions; uncollectible account exemption for telecommunication services; provide for.

Amends 1937 PA 94 (MCL 205.91 - 205.111) by adding sec. 8.

I.E. House, May 14, 1997.

For House amendment, see House Journal No. 24, page 446.

Reported by Committee on Finance.

Committee recommended I.E.

HB 4939 Rep. Anthony

Higher education; community colleges; annexation of counties or townships to community college district; allow for noncontiguous counties or townships.

Amends sec. 21 of 1966 PA 331 (MCL 389.21).

I.E. House, July 2, 1997.

House substitute (H-1).

Reported by Committee on Education.

Committee recommended I.E.

GENERAL ORDERS

____ 6 ____

HB 4149 Rep. Nye

Health; pharmaceuticals; prescription written by prescriber licensed in another state; permit pharmacists to fill under certain circumstances.

Amends secs. 7405, 16106, 17708, 17751 & 17763 of 1978 PA 368 (MCL 333.7405 et seq.).

House substitute (H-1).

Reported by Committee on Health Policy and Senior Citizens.

Committee recommended I.E.

GENERAL ORDERS

SJR E Sen. Hoffman

Transportation; other; state transportation commission; repeal.

Repeals sec. 28, art. V of the state constitution.

Reported by Committee on Appropriations.

For Senate amendment, see Senate Journal No. 50, page 833.

SB 698 Sen. Schuette

Economic and industrial development; tax increment financing; definition of and reference to certain other protected obligations; modify.

Amends secs. 1 & 12a of 1980 PA 450 (MCL 125.1801 & 125.1812a).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

SB 699 Sen. Schuette

Economic and industrial development; downtown development authorities; definition of and reference to certain other protected obligations; modify.

Amends secs. 1 & 13b of 1975 PA 197 (MCL 125.1651 & 125.1663b).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 10 _____

SB 10 Sen. Schuette

Single business tax; credit; research and development; provide for.

Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 37e

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-2).

Committee recommended I.E.

— 11 ——

SB 669 Sen. Bouchard

Criminal procedure; records; verification of registered sex offender's address; require.

Amends secs. 5 & 7 of 1994 PA 295 (MCL 28.725 & 28.727).

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-2).

Committee recommended I.E.

GENERAL ORDERS

____ 12 _____

SB 300 Sen. North

Education; calendar; school year; require to start after Labor day.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1284b.

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

SB 640 Sen. Schwarz

Insurance; health care corporations; preexisting condition exclusions or waiting periods on individuals previously insured under a group health plan; prohibit.

Amends sec. 402b of 1980 PA 350 (MCL 550.1402b).

Reported by Committee on Health Policy and Senior Citizens.

Committee recommended I.E.

14

SB 163 Sen. Van Regenmorter

Torts; liability; governmental agencies and officers, employees, and volunteers of governmental agencies; limit liability when an emergency vehicle is involved in a traffic accident and the emergency vehicle was operated in accordance with an emergency vehicle operation policy.

Amends sec. 6304 of 1961 PA 236 (MCL 600.6304) & adds sec. 1484.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

____ 15 _____

HB 4039 Rep. Profit

Vehicles; emergency vehicles; emergency vehicle operation; create commission and require to develop a model policy.

Creates & repeals new act.

I.E. House, February 26, 1997.

House substitute (H-5)*.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

SB 34 Sen. Byrum

Retirement; municipal employees; early retirement for elected officials; prohibit.

Amends 1984 PA 427 (MCL 38.1501 - 38.1555) by adding sec. 10b.

Reported by Committee on Appropriations. Committee recommended I.E.

------ 17 -------

SB 35 Sen. Byrum

Retirement; state employees; early retirement for elected officials; prohibit.

Amends 1943 PA 240 (MCL 38.1 - 38.69) by adding sec. 19g.

Reported by Committee on Appropriations. Committee recommended I.E.

GENERAL ORDERS The state of th

Reported by Committee on Appropriations. Committee recommended I.E.

20

SB 38 Sen. Byrum

Retirement; generally; regulation of early retirement benefits act; enact to regulate benefits provided to certain public officials.

Reported by Committee on Appropriations. Committee recommended I.E.

_____ 21 ____

SB 411 Sen. Geake

Social services; benefits; individual who received benefits in another state lower than the benefits he or she is eligible to receive in Michigan; require payment of the lower amount for the first 6 months.

Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 13a.

Reported by Committee on Appropriations.

Senate substitute (S-1).

Committee recommended I.E.

____ 22 _____

HB 5092 Rep. Alley

Environmental protection; code; modifications to environmental audit privilege; provide for.

Amends secs. 14801, 14802, 14804, 14805 & 14808 of 1994 PA 451 (MCL 324.14801 et seq.).

I.E. House, October 21, 1997.

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

HB 5093 Rep. Kilpatrick

Environmental protection; code; modifications to environmental audit immunity; provide for.

Amends sec. 14809 of 1994 PA 451 (MCL 324.14809).

I.E. House, October 21, 1997.

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

GENERAL ORDERS

____ 24 _____

HB 4944 Rep. Griffin

Businesses; other; professional corporation formed by physicians licensed under different provisions of the public health code; allow.

Amends sec. 4 of 1962 PA 192 (MCL 450.224).

I.E. House, October 14, 1997.

Reported by Committee on Health Policy and Senior Citizens.

Committee recommended I.E.

HB 4049 Rep. Anthony

Natural resources; other; prescribed burns; require department of natural resources to provide notification and a public hearing prior to a burn.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 518.

I.E. House, June 25, 1997.

House substitute (H-2).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-4).

Committee recommended I.E.

____ 26 _____

SB 714 Sen. North

Property; conveyances; certain state owned property in Mackinac county; provide for conveyance.

Reported by Committee on Local, Urban and State Affairs.

Reported with amendment.

Committee recommended I.E.

— 27 —

SB 459 Sen. Dunaskiss

Land use; zoning and growth management; variance in natural rivers zoning; authorize condemning agency to seek.

Amends secs. 30510 & 30512 of 1994 PA 451 (MCL 324.30510 & 324.30512).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

____ 28 _____

SB 460 Sen. Stille

Land use; zoning and growth management; variance in county zoning; authorize condemning agency to seek.

Amends sec. 20 of 1943 PA 183 (MCL 125.220).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

____ 29 ______

SB 461 Sen. Dunaskiss

Land use; zoning and growth management; variance in township zoning; authorize condemning agency to seek.

Amends sec. 20 of 1943 PA 184 (MCL 125.290).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

GENERAL ORDERS

____ 30 _____

SB 462 Sen. Schuette

Land use; zoning and growth management; variance in city and village zoning; authorize condemning agency to seek.

Amends sec. 5 of 1921 PA 207 (MCL 125.585).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

____ 31 _____

SB 463 Sen. Bennett

Land use; zoning and growth management; variances in county zoning; authorize condemning agency to seek.

Amends sec. 24 of 1950 (Ex Sess) PA 23 (MCL 259.454).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 32 _____

HB 4814 Rep. Tesanovich

Property; conveyances; certain state owned property in Iron county; provide for conveyance.

I.E. House, June 25, 1997.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

33

HB 5079 Rep. Jelinek

Property; conveyances; certain state owned property in Berrien county; provide for conveyance.

I.E. House, October 14, 1997.

For House amendment, see House Journal No. 78, page 2091.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

____ 34 _____

SB 611 Sen. Shugars

Recreation; athletics; promotion or participation in certain endurance contests such as walkathons; allow.

Repeals 1935 PA 140 (MCL 752.161 - 752.162).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Committee recommended I.E.

____ 35 _____

SB 761 Sen. Steil

Economic and industrial development; economic development corporations; zone size; allow revisions by local units of government under certain circumstances.

Amends 1996 PA 376 (MCL 125.2681 - 125.2696) by adding sec. 8a.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Committee recommended I.E.

GENERAL ORDERS

— 36 ———

SB 775 Sen. Bouchard

Businesses; other; certain trusts to hold shares in a professional corporation; allow.

Amends secs. 2, 8 & 10 of 1962 PA 192 (MCL 450.222 et seq.).

Reported by Committee on Financial Services. Committee recommended I.E.

RESOLUTIONS

____ 37 _____

SR 71 Sen. McManus

A resolution concurring in the tribal-state gaming compacts negotiated between the Governor and the Little River Band of Ottawa Indians, the Pokagon Band of Potawatomi Indians, the Little Traverse Bay Bands of Odawa Indians, and the Nottawaseppi Huron Band of Potawatomi.

Reported by Committee on Gaming and Casino Oversight.

For text of resolution, see Senate Journal No. 51, page 860.

Adoption pending.

COMMITTEE REPORTS

_____ 38 _____

SB 636 Sen. Schwarz

Liquor; licenses; prohibition against law enforcement officer or spouse holding license; revise exception.

Amends sec. 18 of 1933 (Ex Sess) PA 8 (MCL 436.18).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

____ 39 _____

SB 682 Sen. Byrum

Liquor; licenses; prohibition against law enforcement officer or spouse holding license; revise exception.

Amends sec. 18 of 1933 (Ex Sess) PA 8 (MCL 436.18).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-3).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

HB 4850 Rep. Anthony

Liquor; manufacture; home-brewed beer; exempt from regulation under certain circumstances.

Amends sec. 4 of 1933 (Ex Sess) PA 8 (MCL 436.4).

I.E. House, June 26, 1997.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

_____ 41 _____

SR 77 Sen. Geake

A resolution to recognize suicide as a serious state and national problem and to encourage suicide prevention initiatives.

Reported by Committee on Government Operations. For text of resolution, see Senate Journal No. 56, page 983.

Refer to Resolutions pursuant to Rule 3.106.

HCR 21 Rep. Lowe

A concurrent resolution to memorialize the Congress of the United States to make changes in the Ready Reserve Mobilization Income Insurance Program.

Reported by Committee on Government Operations. For text of resolution, see Senate Journal No. 37, page 547.

Refer to Resolutions pursuant to Rule 3.106.

____ 43 ____

HCR 48 Rep. Hood

A concurrent resolution to establish a sister-state relationship with Egypt and to encourage Detroit city officials to establish a sister-city partnership with Luxor, Egypt.

Reported by Committee on Government Operations. For text of resolution, see Senate Journal No. 61, page 1204.

Refer to Resolutions pursuant to Rule 3.106.

SB 749 Sen. Stallings

Highways; name; Davison freeway; rename to the "Father William Thomas Cunningham freeway".

Reported by Committee on Government Operations. Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

—— 45 **——**

HB 4324 Rep. Harder

State; employees and officers; suggestion awards programs; include retired state employees.

Amends secs. 1, 2, 3 & 4 of 1978 PA 325 (MCL 38.1161 et seq.).

I.E. House, March 19, 1997.

For House amendment, see House Journal No. 24, page 428.

Reported by Committee on Government Operations. Reported with amendment.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

— 46 ——

HB 4386 Rep. Profit

Public employees and officers; conflict of interest statute; provide for disclosure requirements.

Amends sec. 3 of 1968 PA 317 (MCL 15.323).

I.E. House, April 15, 1997.

For House amendment, see House Journal No. 28, page 527.

Reported by Committee on Government Operations. Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

- 47 -----

HB 4951 Rep. Hammerstrom

Elections; polling places; precinct selection inspectors; allow a person who is 17 be appointed.

Amends sec. 677 of 1954 PA 116 (MCL 168.677).

I.E. House, October 9, 1997.

House substitute (H-1).

Reported by Committee on Government Operations. Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Agriculture and Forestry - Tuesday, November 4, 1:30 p.m., Room 210, Farnum Building (373-2413)

Appropriations - Wednesday, November 5, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Economic Development, International Trade and Regulatory Affairs - Wednesday, November 5, 1:00 p.m., Room 210, Farnum Building (373-7946)

Financial Services - Wednesday, November 5, 1:00 p.m., 8th Floor Conference Room, Farnum Building (373-2523)

Health Policy and Senior Citizens - Tuesday, November 4, 3:00 p.m., Room 100, Farnum Building (373-0793)

Judiciary - Thursday, November 6, 1:00 p.m., Room 402, Capitol Building (373-6920)

Michigan Trial Court Assessment Commission - Fridays, November 7 and 21, 10:00 a.m., 8th Floor Conference Room, Farnum Building (373-7000)

Senate Fiscal Agency Board of Governors - Wednesday, November 4, 2:30 p.m., Room S324, Capitol Building (373-6960)